

By: Creighton, Buckingham

S.B. No. 2123

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the penalty for failure to register certain aggregate  
3 production operations with the Texas Commission on Environmental  
4 Quality.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 28A.102, Water Code, is amended to read  
7 as follows:

8 Sec. 28A.102. PENALTY. The commission may assess a penalty  
9 of not less than \$10,000 [~~\$5,000~~] and not more than \$20,000  
10 [~~\$10,000~~] for each year in which an aggregate production operation  
11 operates without being registered under this chapter. The total  
12 penalty under this section may not exceed \$50,000 [~~\$25,000~~] for an  
13 aggregate production operation that is operated in three or more  
14 years without being registered.

15 SECTION 2. This Act takes effect September 1, 2019.